

ALEXANDER J. HADJIS (Admitted pro hac vice)  
RICHARD G. GREEN (Admitted pro hac vice)  
SONNENSCHN NATH & ROSENTHAL LLP  
1301 K Street N.W.  
Suite 600, East Tower  
Washington, DC 20005-3364  
Telephone: (202) 408-6400  
Facsimile: (202) 408-6399  
Email: ahadjis@sonnenschein.com  
rgreen@sonnenschein.com

Attorneys for Defendants  
CMC MAGNETICS CORP., HOTAN CORP., and  
KHYPERMEDIA CORP.

MATTHEW D. POWERS (State Bar No. 104795)  
CHRISTOPHER J. COX (State Bar No. 151650)  
JEFFREY G. HOMRIG (State Bar No. 215890)  
WEIL, GOTSHAL & MANGES LLP  
Silicon Valley Office  
201 Redwood Shores Parkway  
Redwood Shores, CA 94065  
Telephone: (650) 802-3000  
Facsimile: (650) 802-3100  
Email: matthew.powers@weil.com  
chris.cox@weil.com  
jeffrey.homrig@weil.com

Attorneys for Plaintiff  
MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

MATSUSHITA ELECTRIC INDUSTRIAL  
CO., LTD.,

Plaintiff,

v.

CMC MAGNETICS CORP., HOTAN  
CORP., and KHYPERMEDIA CORP.,

Defendants.

Case No. C 06-04538 WHA

**STIPULATION AND ~~PROPOSED~~  
ORDER AUTHORIZING  
DEPOSITIONS AT THE U.S.  
CONSULATE IN  
OSAKA- KOBE, JAPAN**



**DEPOSITION TO BE TAKEN AT THE U.S. CONSULATE  
IN OSAKA-KOBE, JAPAN**

TO: ANY CONSUL OR VICE CONSUL OF THE UNITED STATES OF  
AMERICA ASSIGNED TO OSAKA-KOBE, JAPAN

This request is made in conjunction with the above-captioned lawsuit, which relates to certain U.S. patents owned by Matsushita Electric Industrial Co. (Panasonic), whether those patents are valid and enforceable, and whether those patents are infringed by CMC Magnetics Corp., (CMC) Hotan Corp., (Hotan) and Khypermedia Corp., (Kypermedia) (collectively, Defendants).

Upon the stipulation of the parties and pursuant to Fed. R. Civ. P. 30 and Article 17 of the United States-Japan Consular Convention, you have been duly appointed to permit, and counsel are hereby authorized to take, the oral depositions of the following witnesses, who will appear voluntarily, and to mark any documentary exhibits in connection therewith at the United States consulate in Osaka-Kobe, Japan:

<b>Deponent</b>	<b>Deposition Dates<sup>1</sup></b>
Mitsurou Moriya, Panasonic employee, 1006 Kadoma, Kadoma City Osaka 571-8501, Japan (MEI Business Address)	On or about February 13-14, 2007
Namio Hirose Former Panasonic employee (retired) 1006 Kadoma, Kadoma City Osaka 571-8501, Japan (MEI Business Address)	On or about February 15-16, 2007
Yoshihisa Fukushima Panasonic director 1006 Kadoma, Kadoma City Osaka 571-8501, Japan (MEI Business Address)	On or about February 20-21, 2007
Osamu Yamaguchi Panasonic employee 1006 Kadoma, Kadoma City Osaka 571-8501, Japan (MEI Business Address)	On or about February 22-23, 2007

<sup>1</sup> These dates are subject to change upon agreement of the parties.



1 2 3 4	Kunio Kimura Panasonic employee 1006 Kadoma, Kadoma City Osaka 571-8501, Japan (MEI Business Address)	On or about March 5-6, 2007
5 6 7	Kenichi Nagata Panasonic employee 1006 Kadoma, Kadoma City Osaka 571-8501, Japan (MEI Business Address)	On or about March 7-8, 2007
8 9	Noboru Itoh Panasonic employee 1006 Kadoma, Kadoma City Osaka 571-8501, Japan (MEI Business Address)	On or about March 8-9, 2007

10 Accordingly, IT IS HEREBY ORDERED that these depositions be taken at the United  
11 States Consulate in Osaka-Kobe, Japan, before any Consul or Vice Consul of the United States,  
12 or such other consulate as may be available, on or about the dates indicated, and authority is  
13 given to mark any documentary exhibits in connection with these depositions. The testimony  
14 obtained shall be used for any and all appropriate purposes.

15 The parties hereby agree that the court reporter will distribute copies of the deposition  
16 transcript with no further involvement of the consulate.

17 Counsel for Defendants who may participate in these depositions are Alexander J.  
18 Hadjis, Steven H. Frankel, Richard Green, Laura Wytsma, Mark E. Wadrzyk, Michael Maas,  
19 David Ziskind, Yan Wang, Robert Giles, and Paul Kletzly, along with staff-member Mary  
20 Christine Eggstaff. Counsel for Panasonic who may participate in these depositions are  
21 Matthew D. Powers, Jeffrey G. Homrig, Christopher J. Cox, David Yohai, Eugene Mar, and  
22 Adam Hemlock. Hironobu Tsukamoto of Weil, Gotshal & Manges, the law firm representing  
23 Panasonic, and one or more employees of Panasonic may also attend the depositions. These  
24 proceedings may be reported by a court reporter (Delaine Hall of LAD Reporting and/or another  
25 court reporter) and may be videotaped by a videographer (Paul Diserio, Dean Harrington, and/or  
26 another videographer) chosen by CMC for this purpose. The proceedings may be translated by  
27 an interpreter (Bruce Holcombe and associates and/or another interpreter) chosen by CMC. A  
28



check interpreter chosen by Panasonic (Hollis Ann Otsuka, Sadaaki Matsutani, or another interpreter) may participate in the deposition as well.

SO STIPULATED.

Dated: January 4, 2007

ALEXANDER J. HADJIS  
ahadjis@sonnenschein.com  
RICHARD G. GREEN  
rgreen@sonnenschein.com  
SONNENSCHN NATH & ROSENTHAL LLP  
1301 K Street N.W.  
Suite 600, East Tower  
Washington, DC 20005-3364  
Telephone: (202) 408-6400  
Facsimile: (202) 408-6399

By: /s/ Richard Green

Richard Green

Dated: January 4, 2007

MATTHEW D. POWERS (Bar No. 104795)  
matthew.powers@weil.com  
CHRISTOPHER J. COX (Bar No. 151650)  
chris.cox@weil.com  
JEFFREY G. HOMRIG (Bar No. 215890)  
jeffrey.homrig@weil.com  
WEIL, GOTSHAL & MANGES LLP  
201 Redwood Shores Parkway  
Redwood Shores, CA 94065  
Telephone: (650) 802-3000  
Facsimile: (650) 802-3100

Attorneys for Plaintiff/Counterclaim Defendant,  
MATSUSHITA ELECTRIC INDUSTRIAL CO.,  
LTD.

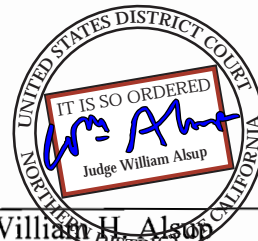
By: /s/ Jeffrey G. Homrig

Jeffrey G. Homrig

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January 8, 2007



Hon. William H. Alsup  
United States District Court Judge